

GOVERNMENT OF ANDHRA PRAESH
A B S T R A C T

SUITS – Land Acquisition – PJP – GADWAL - Mahabubnagar District – Dharoor (Mandal) – nagaradoddi (Village) – O.P.No.428/93 and batch of (59 cases) - Sanction of decretal charges of **Rs.22,56,095/-** - Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 954

DATE:11.12.2009

Read :

From the Secy.to CCLA, AP, Hyd Lr.No.SRP2/1120/06, Dt:06.10.2009
along with the letter of the Special Collector, LA, Bheema Project,
Mahabubnagar, dated:22.04.2008.

O R D E R:

The Secy.to CCLA, AP, Hyderabad has informed that the proposal of the Special Collector, LA, Bheema Project, Mahabubnagar has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.428/93 and batch of (59 cases) pertaining to Nagardoddi (Village) Dharoor (Mandal) of Mahabubnagar District. The then Land Acquisition Officer acquired lands in the limits of Nagaradoddi (V) vide Award No.23/93, dt:03.08.93 by fixing the market value @Rs.16,000/-, Rs.24,250/-, Rs.21,250/- and Rs.18,000/- for Category I to IV per acre. Aggrieved with the compensation awarded by the LAO, the Awardees have filed petitions U/s.18 seeking reference to the Civil Court. The Lower Court has delivered its judgment by enhancing the market from Rs.16,000/- to Rs.45,000/- for Cat I & II, III and from Rs.24,250/- to Rs.30,000/- for Cat-IV. Aggrieving with the orders, the claimants have filed appeal in Hon'ble High Court of A.P, Hyderabad. The Hon'ble H.C of A.P, Hyderabad has delivered its judgment in A.S.No.1245/96, dt:19.03.1998 by dismissing the appeal filed by the State and fixed the market value @Rs.40,000/- for Cat III-IV and @Rs.51,000/- for Cat I & II. The Special Deputy Collector, LA, PJP, Gadwal has filed SLP against (9 O.Ps) in A.S.No.1260 and batch and it was dismissed on the ground of delay.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.22,56,095/- (Rupees Twenty two lakhs fifty six thousand and ninety five only)** in respect of O.P.No.428/93 and batch of (59 cases) pertaining to Nagardoddi (Village) Dharoor (Mandal) of Mahabubnagar District subject to verification whether the reference under section 18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyd immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The expenditure sanctioned in para (2) ante shall be debitable to following Head of Account under "4701-SMJH -01-Major Irrigation -M.H.122 Jurala Project G.H.11 - NSP- SH (26) - Dams and Appurtenant works - 530 Major Works - 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance Works&Projects) Department vide their U.O. No.4573/F2(2)/2009-1, dated:04.12.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To
The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.
The Special Collector (LA) Bheema Project, Mahabubnagar.
The Chief Engineer, I& CAD, MBNR, Jalasoudha Buildings, Hyderabad.
The SDC, LA, PJP, Gadwal, Mahabubnagar.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).
Finance (W&P) Department/File C.No.26622/LA-III(A2)/2009
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER